



Request for City Council Committee Action From the Department of Public Works

Date: January 7, 2003
To: Transportation and Public works Committee
Referral to: None

Subject: Renewal of leases of vacant public right of way

Recommendation: That the proper City Officers be authorized to execute the lease documents extending the existing leases as described in the following report.

Previous Directives: None

Prepared or Submitted by: Dennis Morris, Right of Way Supervisor 673-3607

Approved: Brian J. Lokkesmoe, P. E., Interim City Engineer, Director of Public Works
By: Paul W. Ogren _____

Presenters in Committee: Dennis Morris, Right of Way Supervisor

Financial Impact (Check those that apply)

☒ No financial impact - or - Action is within current department budget.
(If checked, go directly to Background/Supporting Information)

☐ Action requires an appropriation increase to the Capital Budget

☐ Action requires an appropriation increase to the Operating Budget

☐ Action provides increased revenue for appropriation increase

☐ Action requires use of contingency or reserves

☐ Other financial impact (Explain):

☐ Request provided to the Budget Office when provided to the Committee Coordinator

Community Impact None

Neighborhood Notification

City Goals

Comprehensive Plan

Zoning Code

Other

Background/Supporting Information Attached

The City is authorized, pursuant to Minnesota Laws of 1951; Chapter 596, to lease the unimproved portions of streets dedicated to public use to the owner of abutting property for parking purposes. These leases are restricted by law to a one-year duration, but can be renewed on an annual basis. The current leases are fixed to a 5-year period with the annual renewal provision as required by law.

The use of these leases by Public Works is intended to accommodate the local business owner by providing additional surface parking. The City benefits by not having to perform annual maintenance or nuisance abatement on the unused right of way. This mutual accommodation does not diminish the City's authority or right to reclaim the use of the right of way should a future need be identified.

A (Ward 5). Lease No. 11480 with Colonial Warehouse (C.W., Inc.) The Leased area is the portion of 2nd Street North that lies beneath the 2nd Street North Bridge. It was originally approved May 9, 1997. The annual amount of the lease is \$2,400. The lease will continue to extend through January 1, 2008 with annual renewal provisions.

B (Ward 2). Lease No. 8219 with the University of Minnesota (U of M). The Leased area is the unvacated portion of Beacon Street SE that lies between Ontario Street and University Avenue SE. It was originally approved March 27, 1992 with Twin City Tile and Marble Company. Lease was assigned to the U of M on October 24, 1997 and renewed for a five-year term in 1997. The annual amount of the lease is \$1,680. The lease will continue to extend through January 1, 2008 with annual renewal provisions.